

Message Text

CONFIDENTIAL

PAGE 01 USUN N 05015 220533Z

17/13

ACTION IO-14

INFO OCT-01 ISO-00 AF-10 ARA-16 EA-11 EUR-25 NEA-10 RSC-01

CIAE-00 DODE-00 PM-07 H-03 INR-10 L-03 NSAE-00 NSC-10

PA-04 PRS-01 SPC-03 SS-20 USIA-15 ACDA-19 COA-02 EB-11

OIC-04 AEC-11 AGR-20 CG-00 COME-00 DOTE-00 FMC-04

INT-08 JUSE-00 NSF-04 OMB-01 DLOS-06 DRC-01 /255 W

----- 058312

R 220218Z NOV 73

FM USMISSION USUN NEWYORK

TO SECSTATE WASHDC 1380

C O N F I D E N T I A L USUN 5015

E.O. 11652: GDS

TAGS: PFOR, UN

SUBJ: LAW OF THE SEA -- GROUP OF FIVE

1. GROUP OF FIVE MET AT UKUN AFTERNOON 21 NOV AND DISCUSSED DRAFT RULES OF PROCEDURE PREPARED BY STAVROPOULOS AND CIRCULATED AT NOON 21 NOV TO ALL FIRST COMITE DELS. (ON QUICK READING TEXT APPEARS IDENTICAL TO THAT EARLIER POUCHED DEPT EXCEPT NEW DRAFT INCLUDES AS AN ANNEX GENTLEMAN'S AGREEMENT AGAINST PREMATURE VOTING.) GROUP ALSO DISCUSSED AMERASINGHE INFORMAL PAPER DATED 16 NOV (ALSO EARLIER POUCHED) WHICH SETS FORTH HIS PROPOSALS ON SIZE AND COMPOSITION OF COMMITTEES, FUNCTIONS OF MAIN COMMITTEES, AND CONFERENCE METHODS AND PROCEDURES.

2. GENERAL COMMITTEE SIZE AND COMPOSITION. GROUP'S DISCUSSION TOOK NOTE OF NUMBER OF APPARENTLY SIGNIFICANT ASPECTS OF THE TWO DOCS. EG, ON COMPOSITION OF COMMITTEES, EACH OF GROUP OF 5 EXPRESSED VIEW THAT SC PERMANENT MEMBERS SHOULD BE INCLUDED SEPARATELY (IE, APART FROM REGIONAL GROUP ALLOCATIONS) ON GENERAL COMITE; ALL AGREED STARTING POSITION SHOULD BE RELIANCE ON ALLOCATIONS FOR GENERAL ASSEMBLY'S

CONFIDENTIAL

CONFIDENTIAL

PAGE 02 USUN N 05015 220533Z

GC AS LAID DOWN IN GA RES 1990. JAPANESE REP OGISO STATED

SPECIAL PERSPECTIVE SINCE JAPAN BELIEVES 25-MEMBER GENERAL ASSEMBLY GC PATTERN WOULD NOT ALLOW FOR CERTAIN JAPANESE MEMBERSHIP IN LOS CONFERENCE GC; JAPAN THINKS GC MEMBERSHIP OF 35 WOULD BE NECESSARY EN ENSURE JAPANESE PARTICIPATION.

3. UK REP JAMIESON REPORTED LA GROUP, WITH POSSIBLE AF SUPPORT, WILL URGE THAT TO 35-MEMBER GC PROPOSED BY AMERASINGHE SHOULD BE ADDED VICE-CHAIRMEN AND RAPORTEURS OF MAIN COMMITTEES, WITH TOTAL OF 55. IT WAS GENERALLY AGREED THIS WOULD BE VERY UNWIELDY. SOV REP KOLESNIK STATED HE WANTS TO PRESS FOR A 4TH EE VICE-PRESIDENCY IN ADDITION TO 3 EE'S SUGGESTED BY AMERASINGHE, BUT HE VOLUNTEERED THAT GC SIZE IS SIGNIFICANT ONLY IF GC IS GIVEN TASKS OF SPECIAL IMPORTANCE. TOWARD END OF DISCUSSION THIS MATTER THERE SEEMED TO E GROWING SUPPORT FOR UKUN IDEA THAT 5 PERMS BE PROPOSED TO BE ADDED TO AMERASINGHE'S RECOMMENDATION ON GC WHILE LEAVING AMERASINGHE'S ALLOCATIONS UNCHANGED.

4. THERE WAS CONSIDERABLE SUPPORT FOR US SUGGESTION THAT GC BE GIVEN A BROAD COORDINATING ROLE AT THE CONFERENCE; AMB STEVENSON POINTED OUT THAT DRAFT RULES 15 - 18 MAKE NO PROVISION FOR GC PLAYING A ROLE IN PLENARY DECISION WHETHER TIME IS APPROPRIATE FOR A MAIN COMITE TO VOTE ON TEXTS WITH RESPECT TO A PARTICULAR ISSUE OR SET OF ISSUES, KOLESNIK SUGGESTED THAT PROPOSAL ALSO BE MADE TO REVISE DRAFT RULE 54(D) IN THIS REGARD. FRENCH ADVISER TUROT SAID PARIS FOR THE MOMENT SEEMS TO HOLD VIEW THAT, APARTH FROM GC, THE CONFERENCE SHOULD ESTABLISH AN ADDITIONAL "COORDINATING COMMITTEE" WHOSE FUNCTION WOULD BE TO ADVISE PLENARY ON VOTING, BUT OTHERS PRESENT THOUGHT THERE WOULD BE NO ADVANTAGE TO YET ANOTHER CONFERENCE BODY AND PROTECTIONS THAT MIGHT BE NEGOTIATED FOR THAT BODY WOULD BE NO GREATER THAN COULD BE OBTAINED IN NEGOTIATING GC ROLE FUNCTIONS, SIZE AND COMPOSITION. OGISO WONDERED WHETHER AGREEMENT MIGHT BE POSSIBLE TO BAR ANY VOTE WHATEVER UNTIL ALL MAIN COMITES HAD COMPLETED THEIRE REPORTS TO PLENARY ON ALL ISSUES BEFORE THEM, BUT ACCEPTED VIEW OF OTHERS THAT THIS WOULD BENON-STARTER.

CONFIDENTIAL

CONFIDENTIAL

PAGE 03 USUN N 05015 220533Z

5. GROUP NOTED DRAFT RULE 28 HELPFULLY REQUIRES A 2/3 MAJORITY IN ORDER TO CLOSE DEBATE. ALTHOUGH DOUBT WAS STATED AS TO NEGOTIABILITY OF THE MATTER, NUMBER OF SUGGESTIONS WERE MADE FOR STRENGTHENING 2/3 RULE BY, EG, (A) APPLYING IT TO PLENARY DECISION WHETHER MAIN COMITE SHOULD PROCEED TO VOTE AND (B) REQUIRING THAT 2/3 SHOULD BE NOT OF REPS PRESENT AND VOTING YEST OR NO BUT OF DELS PARTICIPATING IN THE CONFERENCE.

6. KOLESNIK DREW ATTENTION TO DESIRABILITY OF CONFERENCE
"RE-ADOPTING" THE GENTLEMAN'S AGREEMENT, US SECONDED AND
OTHERS APPEARED TO TAKE THE POINT.

7. SINCE MTG AMERASINGHE'S CONTACT GROUP HAS NOW BEEN
SCHEDULED FOR AM 26 NOV, GROUPOF 5 AGREED HOLD FURTHER
SESSION 23 NOV.
BENNETT

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: LAW OF THE SEA, COMMITTEES
Control Number: n/a
Copy: SINGLE
Draft Date: 22 NOV 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: garlanwa
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973USUNN05015
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: GS
Errors: N/A
Film Number: n/a
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19731118/aaaaamst.tel
Line Count: 124
Locator: TEXT ON-LINE
Office: ACTION IO
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: garlanwa
Review Comment: n/a
Review Content Flags:
Review Date: 10 OCT 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <10-Oct-2001 by shawdg>; APPROVED <12-Dec-2001 by garlanwa>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: LAW OF THE SEA -- GROUP OF FIVE
TAGS: PFOR, OCON, UN
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005